

United States District Court
Western District Pennsylvania
Erie Pennsylvania 16501.

DERRICK RANKINE

Vs.

CA #03-313 Erie

Superintendent Sobin et al

Notice of Appeal of Order dismissing Plaintiff
Original and First Amended Complaints.

1 Plaintiff, DERRICK RANKINE RECEIVED this
order on August 9, 2005 that is today at
SCI-FAYETTE.

2 Plaintiff is preparing this timely Notice of
Appeal today August 9, 2005 and will be mail-
ing this Notice of Appeal on August 10, 2005.

3) When Plaintiff contacted the United States
Marshalls Service to served the Amended
Complaints on the defendants, Plaintiff WAS
told that no order WAS ISSUED by the Judge
for the Amended Complaint or the original
Complaint to be served on the defendant and
since Plaintiff is an indigent inmate Plaintiff
could not order the United States Marshall
to served the above Complaints.

4 Plaintiff also Filed a motion to the Court ask-
ing the Court to have the United States Mar-
shall served these Complaints on the defendant
in January 2005.

(2)
5 This clearly shows again the BIAS and prejud-
ice of the Magistrate Judge against the Plaintiff
and again Plaintiff moves for the recusal of
said Magistrate Judge from this case.

Wherefore for the above reasons Plaintiff
now files this timely Notice of Appeal today
August 9, 2005.

Respectfully Submitted
Derrick Runko

EU 5850
SCI - FAYETTE

P.O. Box 9999

Labelle, PA 15450

8/9/05.

Note: that the above order was mailed to SCI-
GREENE, even though the Plaintiff has been
at SCI-FAYETTE from May 4, 2005 and the
Court is fully aware of this fact. D.R

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Vs

CA# 03-33 ERIE

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PROOF OF SERVICE and VERIFICATION.

Plaintiff, DERRICK RANKINE SWEARS UNDER OATH and the penalty of perjury that all statements in the within motions are true and that a copy of this notice of Appeal will be given to prison officials on 08/19/05 to be mailed to Mr. Kemal Mericli Office of Attorney General, 564 Forbes Ave Manor Complex, Pittsburgh 15219; pursuant to 28 U.S.C. 1746.

Respectfully Submitted
Derrick Rankine

EU 5850
SCI-FAYETTE
P.O. Box 9999
LABELLE PA 15450

08/19/05.